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PATENT
Attorney Docket No.2653/40



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Jon S. THORSON

SERIAL NO.: 09/724,797

FILED: November 28, 2000

FOR: *MICROMONOSPORA ECHINOSPORA GENES ENCODING FOR BIOSYNTHESIS OF CALICHEAMICIN AND SELF-RESISTENCE THERETO*

GROUP ART UNIT: 1633

Assistant Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO NOTICE OF INCOMPLETE REPLY

Sir:

In response to the Notice of Incomplete Reply (Non Provisional) mailed August 28, 2001, enclosed herewith are the following:

- (1) Copy of Notice of Incomplete Reply.
- (2) Sequence Listing in paper and computer readable forms.

Applicant respectfully requests that the Sequence Listing submitted herewith be entered into the subject application.

The undersigned hereby states that the contents of the paper and computer readable copies of the Sequence Listing are identical and that no new matter is added by the Sequence Listing submitted herewith, as the disclosure of the Sequence Listing submitted herewith was disclosed in the Specification, Figures, and/ or Sequence Listing of the above-identified application as filed.

12/06/2001 YGIZAH 0000003 110600 09724797
01 FC:218 720.00 CH

Applicant hereby requests a four month extension of time for replying to the Notice to File Missing Parts mailed May 3, 2001. With this extension, this Response is due by November 5, 2001, as November 3, 2001 falls on a Saturday. Please charge to Kenyon & Kenyon Deposit Account No. 11-0600, \$720.00 for a four-month Extension of Time small entity fee. The Commissioner is further authorized to charge any additional fee or credit any overpayment arising from this communication to that same account.

Respectfully submitted,

KENYON & KENYON

Date: November 5, 2001



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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/724,797	11/28/2000	Jon S. Thorson	2653/40

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USPTO

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CONFIRMATION NO. 7811
FORMALITIES LETTER



OC000000006484124

Date Mailed: 08/28/2001

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on to the Notice mailed and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

*A copy of this notice **MUST** be returned with the reply.*

Nolan

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE